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SEP 05 2007

UTAH STATE
INSURANCE DEPT.

**BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF UTAH**

COMPLAINANT:

UTAH INSURANCE DEPARTMENT

RESPONDENT:

BRADLEY RYAN WEBB
8184 S. Highland Drive, Suite C5
Sandy, UT 84093
License No. 85203

**STIPULATION
&
ORDER**

Docket No.

2007-09310

Enf. Case No. 1983

STIPULATION

1. Respondent, Bradley Ryan Webb, is a licensed resident insurance agent in the State of Utah, holding License No. 85203.
2. Respondent stipulates with the Complainant, Utah Insurance Department, as follows:
 - a. If a hearing were held, witnesses called by the Complainant could offer and introduce evidence that would support the Findings of Fact herein;
 - b. Respondent admits the Findings of Fact and Conclusions made therefrom;
 - c. Respondent stipulates to the summary entry of the Order herein which shall be

in lieu of other administrative proceedings by Complainant in this matter; and

d. Respondent and Complainant have negotiated the terms of the Order entered herein and Respondent agrees to its entry and further agrees to be bound by all its terms.

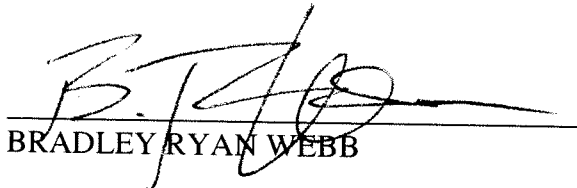
3. Respondent is aware of his right to a hearing at which he may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived his right to such hearing and to any appeal related thereto.

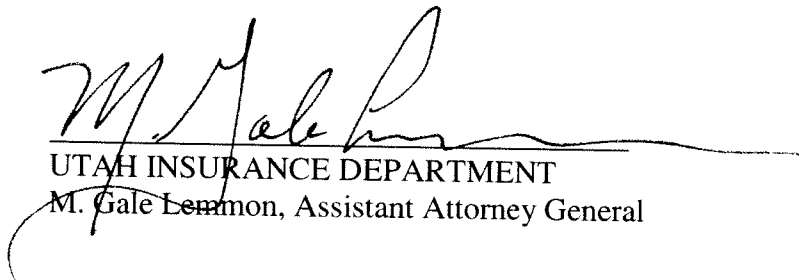
4. Respondent admits the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.

5. Respondent is acting herein free from any duress or coercion of any kind or nature, having been advised fully as to his rights set forth herein.

6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for the purpose of disposition of the matter entitled herein.

DATED this 2nd day of September, 2007.


BRADLEY RYAN WEBB


UTAH INSURANCE DEPARTMENT
M. Gale Lemmon, Assistant Attorney General

Based upon the foregoing Stipulation and information in the file, the Presiding Officer makes the following Findings of Fact:

FINDINGS OF FACT

1. Respondent is a resident insurance agent licensed in the lines of Life and Accident and Health whose license lapsed for non-renewal on May 31, 2007. Respondent has a right to reinstate his license until May 31, 2008.

2. During the period of about February 17, 2004 and June 20, 2005, Respondent marketed property and casualty insurance to a business in the State of Utah when he was not licensed to market that line of insurance.

3. In marketing property and casualty insurance to said business, Respondent accepted payments for policy premiums and deposited said premiums into his own account and did not forward them to the agency employing him or to any insurer, converting those funds to his own use.

4. During this period, Respondent issued two certificates of insurance evidencing the existence of the property and casualty insurance he marketed to said business when no such insurance was in place.

5. On or about October 18, 2006, Respondent was convicted of False/Fraudulent Insurance Claim, a 2nd degree felony.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

CONCLUSIONS OF LAW

1. Respondent's right of reinstatement is an interest in an insurance license that allows the department to revoke Respondent's license.

2. In marketing lines of insurance for which he was not licensed, Respondent acted as an agent without a license in violation of Utah Code Annotated § 31A-23a-103.

3. In accepting premiums from an insured and converting them to his own use, Respondent violated Utah Code Annotated § 31A-23a-409 and committed an insurance fraud under Utah Code Annotated § 31A-23a-411.1(1)(b).

4. In issuing certificates of insurance when no insurance existed, Respondent violated Utah Code Annotated § 31A-23a-402(1)(a)(i).

5. In being convicted of a criminal felony involving dishonesty of breach of trust, Respondent is ineligible to engage in the business of insurance under 18 U.S.C. § 1033.

6. Respondent's actions demonstrate that he fails to meet the character requirements to hold an insurance agent's license under Utah Code Annotated § 31A-23a-107(2).

7. Respondent's insurance agent's license should be revoked pursuant to Utah Code Annotated § 31A-23a-111(5)(b)(i), is unqualified for a license; -111(5)(b)(ii)(A), has violated an insurance statute; -111(5)(b)(xii), has converted monies received in the course of doing insurance business; -111(5)(b)(xiv), has been convicted of a felony; -111(5)(b)(xv), has committed a fraud; and -111(5)(b)(xvi)(B), has demonstrated untrustworthiness.

Based upon the foregoing Stipulation, Findings of Fact and Conclusions of Law, the Presiding Officer herewith enters the following Order:

ORDER

IT IS HEREBY ORDERED:

1. Respondent's insurance agent's license is revoked forthwith.
2. Respondent shall immediately cease doing and insurance business in the State of Utah and shall not be an owner, officer, director, agent or employee of any person doing and insurance business in the State of Utah.


NOTIFICATION

Respondent is hereby notified that failure to abide by the terms of this Order may subject you to further penalties, including additional forfeitures of up to \$5,000.00 per violation and the filing of an action to enforce this Order in the District Court, which may impose penalties of up to \$10,000.00 per day for continued violation.

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

DATED this 6th day of September, 2007.

D. KENT MICHIE
INSURANCE COMMISSIONER


MARK E. KLEINFELD, Esq.
Administrative Law Judge
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, Utah 84114
Telephone (801) 538-3800

CERTIFICATE OF MAILING


I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

STIPULATION
&
ORDER

To the following:

Bradley Ryan Webb
8184 S Highland Drive Suite C5
Sandy, UT 84093

DATED this 6th day of September, 2007.



Angie Thomas Court Clerk
Utah Department of Insurance
State Office Building, Room 3110
Salt Lake City, UT 84114-6901